

## **DETAILED ACTION**

### ***Status of the Claims***

1. This communication is responsive to applicant's amendments received 1/13/2010 and the Examiner's Amendment included herewith.

Claim 1 has been amended in Applicant's response dated 1/13/2010 and subsequently in the Examiner's Amendment included herewith.

Claims 12-31 and 36-48 have been canceled in Applicant's response dated 1/13/2010.

Claims 1-11 and 32-35 are pending further examination.

### **EXAMINER'S AMENDMENT**

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Brian Rosenbloom on 4/7/2010.

Please amend the claims as follows –

**Amendments to the Claims**

Please amend claim 1 as follows-

1. (Currently Amended) A method, comprising the steps of:

storing one or more channel profiles;

associating each of the one or more channel profiles with a personalized channel,

wherein the channel profile associated with a personalized channel is used to select the

recordings that are played for the personalized channel, wherein the one or more channel profiles includes a first channel profile and a second channel profile, wherein the first channel profile is associated with a first personalized channel and the second channel profile is associated with a second personalized channel;

transmitting a broadcast recording over a broadcast channel, wherein the step of transmitting the broadcast recording over the broadcast channel comprises transmitting the broadcast recording to a plurality of unspecified receivers simultaneously;

while the broadcast recording is being transmitted, receiving an indication from a user of a receiver tuned to the broadcast channel that the user likes the broadcast recording;

modifying at least one of the one or more channel profiles in response to receiving the indication that the user likes the received broadcast recording;

displaying to the user a user interface that enables the user to select either the first or second personalized channel, wherein the user interface displays both (1) a name associated with the first personalized channel and (2) a name associated with the second personalized channel;

in response to the user selecting the first personalized channel, selecting a set of recordings to play for the user based on the first channel profile, but not the second channel profile, so that the set of recordings match the first channel profile; and

in response to the user selecting the second personalized channel, selecting a set of recordings to play for the user based on the second channel profile, but not the first channel profile, so that the set of recordings match the second channel profile.

**Deleted:** and

**Deleted:** wherein the one or more channel profiles includes a first channel profile and a second channel profile, wherein the first channel profile is associated with a first personalized channel and the second channel profile is associated with a second personalized channel; and

**Deleted:** the method of claim 1 further comprises the steps of:

***Allowable Subject Matter***

3. Claims 1-11 and 32-35 are allowed by virtue of the introduction of subject matter claimed in previous dependent claim 31 which was previously objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. As dependent claim 31 depended from independent claim 1 and the limitations of claim 31 have been incorporated into amended independent claim 1, independent claim 1 and all dependent claims therefrom are now allowed. By virtue of the cancellation of all remaining claims not dependent upon allowed independent claim 1, all currently pending claims (i.e., 1-11 and 32-35) are allowed.

Specifically, the prior art of record fails to teach or suggest the limitation of "wherein the one or more channel profiles includes a first channel profile and a second channel profile, wherein the first channel profile is associated with a first personalized channel and the second channel profile is associated with a second personalized channel, displaying to the user a user interface that enables the user to select either the first or second personalized channel, wherein the user interface displays both (1) a name associated with the first personalized channel and (2) a name associated with the second personalized channel; in response to the user selecting the first personalized channel, selecting a set of recordings to play for the user based on the

first channel profile, but not the second channel profile, so that the set of recordings match the first channel profile; and in response to the user selecting the second personalized channel, selecting a set of recordings to play for the user based on the second channel profile, but not the first channel profile, so that the set of recordings match the second channel profile.”, in combination with other limitations as claimed in independent claim 1 as amended in the Examiner's Amendment above.

4. Dependent claims 2-11 and 32-35 are allowable by virtue of their dependency upon allowed independent claim 1 and their introduction of additional claim limitations.

5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled “Comments on Statement of Reasons for Allowance.”

#### ***Conclusion***

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to GRANT FORD whose telephone number is (571)272-8630. The examiner can normally be reached on 8-5:30 Mon-Thurs alternating Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Caldwell can be reached on (571)272-3868. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/G. F./  
Examiner, Art Unit 2442

/Philip C Lee/  
Primary Examiner, Art Unit 2448